

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

HEADWATER RESEARCH LLC

*Plaintiff,*

v.

SAMSUNG ELECTRONICS CO., LTD. and  
SAMSUNG ELECTRONICS AMERICA,  
INC.

*Defendants.*

Case No. 2:23-CV-00103-JRG-RSP

**JURY TRIAL DEMANDED**

**JOINT MOTION TO AMEND DOCKET CONTROL ORDER**

Plaintiff Headwater Research LLC (“Headwater”) and Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. (collectively, “Defendants” or “Samsung”), (collectively, the “Parties”) respectfully file this Joint Motion to Amend the Docket Control Order and would show the Court as follows:

The current deadline for the Parties to (i) file the Joint Pretrial Order and related submissions and (ii) notify the Court of agreements reached on outstanding objections and motions *in limine* is November 25, 2024. On the morning of November 25, 2024, the Pretrial Conference in this matter was reset, from December 2, 2024 to December 16, 2024. As to item (i), the Parties respectfully request a brief extension of the Joint Pretrial Order deadline to allow additional time for the Parties to narrow disputes in advance of the Pretrial Conference. While the Pretrial Conference was postponed by 14 days, the Parties only seek to postpone the Joint Pretrial Order deadline by 9 days, to December 4, 2024. This means that the Joint Pretrial Order would be submitted 12 days before the Pretrial Conference. As to item (ii), The deadline for notifying the Court of agreements is described in the Docket Control Order as “1:00 p.m. three (3) business days

before the pretrial conference,” which corresponded to November 25, 2024 when the Pretrial Conference was set for December 2, 2024. The proposed amendment herein merely confirms that this deadline moves with the reset Pretrial Conference. No other deadlines will be affected by these amendments.

The Parties represent that this Motion is not filed for the purposes of delay but rather so that justice may be served. The Parties have met and conferred and are jointly seeking the relief sought in this Motion.

Accordingly, the Parties respectfully request that the Court grant this Joint Motion to Amend the Docket Control Order (Dkt. No. 131) as follows:

Original Date	Amended Date	Event
December 16, 2024  (as reset on November 25, 2024)		*Pretrial Conference – 9:00 a.m. in <b>Marshall, Texas</b> before Judge Roy Payne
November 25, 2024	December 11, 2024	*Notify Court of Agreements Reached During Meet and Confer  The parties are ordered to meet and confer on any outstanding objections or motions <i>in limine</i> . The parties shall advise the Court of any agreements reached no later than 1:00 p.m. three (3) business days before the pretrial conference.
November 25, 2024	December 4, 2024	*File Joint Pretrial Order, Joint Proposed Jury Instructions, Joint Proposed Verdict Form, Updated Exhibit Lists, Updated Witness Lists, and Updated Deposition Designations
November 25, 2024		*File Responses to Motions <i>in Limine</i>

Dated: November 25, 2024

Respectfully submitted,

By: /s/ Marc Fenster

By: /s/ Katherine D. Prescott

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**CERTIFICATE OF CONFERENCE**

Counsel for Plaintiff and counsel for Defendants have complied with the meet and confer requirements of Local Rule CV-7(h). The parties are in agreement on filing this Joint Motion.

*/s/ Marc Fenster*  
Marc Fenster

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that counsel of record who are deemed to have consented to electronic services are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on November 25, 2024

*/s/ Marc Fenster*  
Marc Fenster